

**Before the
Federal Communications Commission
Washington, D.C. 20554**

July 10, 2017

In the Matter of

Schools and Libraries Universal Service
Support Mechanism

Request for Waiver of the FCC invoicing rule

Broome Street Academy Charter High School

Schools and Libraries Program: CC Docket No. 02-6

FCC Request for Waiver

Applicant Name: Broome Street Academy Charter High School

Applicant BEN: 16063501

Service Provider: Verizon Wireless (Cellco Partnership)

SPIN: 143000677

Application Number: 1043396

FRN: 2845103

Submitted by:

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Introduction

This is a request for the FCC to waive the invoicing rule and grant Broome Street Academy Charter High School an invoice extension to allow them to submit for reimbursement for the 2015/2016 funding that they were approved for.

Argument

Broome Street Academy Charter High School submitted a BEAR Form with Verizon Wireless for the first half of the 2015/2016 funding year and they were reimbursed for this funding in January 2016. In March 2016, Verizon Wireless began applying direct discounts to their bills. At the end of the funding year, Broome Street Academy Charter High School had received all of their 2015/2016 funding (through the BEAR reimbursement and then the direct discounts) so they did not file another BEAR Form for the second half of the funding year. However, in March 2017 – after the invoice extension deadline - Verizon Wireless charged back all of the 2015/2016 credits they had applied to Broome Street Academy Charter High School's bill because, when Verizon Wireless applied for their reimbursement with USAC, it was denied since the school had already received some of their 2015/2016 reimbursement through the BEAR reimbursement.

The school's finance department just relayed this issue to their E-rate contact and we submitted an Invoice Deadline Extension Request – attached- since the invoicing deadline had passed. The Invoice Deadline Extension Request was denied since "This request does not qualify for a deadline extension under the invoice deadline extension rules because you have previously requested an extension and USAC may approve only one 120-day extension." We are asking for a waiver of this rule from the FCC so that the school can apply for the reimbursement that they are due.

The school doesn't argue that they already filed for an invoicing extension and they don't argue that they missed the deadline but this was out of their control since, at the time of the deadline, they had already received all of the reimbursement they were due. It wasn't until after this deadline that Verizon Wireless charged back all of the credits, making it too late for them to file a BEAR Form for the second half of the year (since the deadline had passed). There was no waste, fraud or abuse. Broome Street Academy Charter High School is asking for a waiver of the invoicing rule so they can get an extension and apply for the reimbursement that they are due.

If you have any questions or need additional information please let me know.

Thank you,



Kristin Sniecinski

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Invoice Deadline Extension Request

Enter the FRN for which a one-time 120 day extension is requested:

FRN:

FRN Detail:

471:	1043386		
FRN:	2845103		
BEN:	16063501	Applicant Name:	BROOME STREET ACADEMY CHARTER HIGH SCHOOL
SPIN:	143000677	Service Provider:	Venzon Wireless (Celco Partnership)
Commitment Status:	COMMITTED - FULL		
Committed Amount:	\$3405.36		
Amounts Disbursed:	\$1600.19		
Last Date to Invoice:	2/27/2017		
FCC Form 486 Notification Letter date:	9/2/2015		

I request a one-time 120 day extension for this FRN.

Your request has been Denied.

This request does not qualify for a deadline extension under the invoice deadline extension rules because you have previously requested an extension and USAC may approve only one 120-day extension.

This serves as acknowledgement and denial of your request for a deadline extension for the following FRN: 2845103

FILING AN APPEAL WITH USAC OR WAIVER WITH THE FCC

Filing an Appeal: If you wish to appeal this decision, you must first file an appeal with USAC seeking review before filing an appeal with the Federal Communications Commission (FCC). USAC appeals can be submitted to Appeals@sl.universalservice.org or mailed to Schools and Libraries Program Correspondence Unit, Attn: Letter of Appeal, 30 Lanidex Plaza West, PO Box 635, Parsippany, NJ 07054-0685

Once a decision has been made on a USAC appeal, a party may appeal USAC's decision to the FCC

Filing a Waiver: Parties seeking a waiver of the FCC invoicing rule itself should file a waiver request directly with the FCC because USAC cannot waive FCC rules. This would be necessary if, for example, you filed an extension request after the invoice deadline or filed more than one 120-day extension because you need additional time to invoice

A party may submit a request a waiver to the FCC as a "waiver" in proceeding number 02-6 in the Commission's Electronic Comment Filing System (ECFS), located at <http://apps.fcc.gov/ecfs/upload/display>. If you are submitting your waiver request by mail, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

We strongly recommend that you use the electronic filing options

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